

- [Query](#)
- [Reports](#)
- [Utilities](#)
- [Logout](#)

CLOSED

**U.S. District Court  
District of New Hampshire (Concord)  
CIVIL DOCKET FOR CASE #: 1:12-cv-00018-JL**

Union Leader Corporation v. U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement  
Assigned to: Chief Judge Joseph N. Laplante  
Cause: 05:552 Freedom of Information Act

Date Filed: 01/13/2012  
Date Terminated: 03/26/2012  
Jury Demand: None  
Nature of Suit: 895 Freedom of Information Act  
Jurisdiction: U.S. Government Defendant

**Plaintiff**

**Union Leader Corporation**

represented by **Gregory V. Sullivan**  
Malloy & Sullivan Lawyers PC  
78 West Merrimack St  
Manchester, NH 03101  
668-3737  
Email: g.sullivan@att.net  
**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**U.S. Department of Homeland Security,  
U.S. Immigration and Customs  
Enforcement**

represented by **Gretchen Leah Witt**  
US Attorney's Office (NH)  
James C. Cleveland Federal Building  
53 Pleasant St, 4th Flr  
Concord, NH 03301-0001  
225-1552  
Fax: 225-1470  
Email: gretchen.witt@usdoj.gov  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
01/13/2012	<u><a href="#">1</a></u>	NEW CASE/ COMPLAINT. Filing fee \$ 350, receipt number 0102-829102 filed by Union Leader Corporation. (Attachments: # <u><a href="#">1</a></u> Civil Cover Sheet, # <u><a href="#">2</a></u> Summons - Waiver)(Sullivan, Gregory) (Entered: 01/13/2012)
01/17/2012		Case assigned to Chief Judge Joseph N. Laplante. The case designation is: 12-cv-18-JL. Please show this number with the judge designation on all future pleadings. (amm) (Entered: 01/17/2012)
01/17/2012		NOTICE. This case has been designated for Electronic Case Filing. All further submissions shall be filed in compliance with the Administrative Procedures for Electronic Case Filing. Pro se litigants are not required to file electronically and may continue to file documents in paper format. <b>Persons filing electronically are strongly encouraged to complete the interactive training modules available on the courts website. To access these modules, click <u><a href="#">HERE</a></u>.</b> (amm) (Entered: 01/17/2012)
01/17/2012	<u><a href="#">2</a></u>	Summons(es) Issued Electronically as to U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement. <b>NOTICE: Counsel shall print and serve the summons(es) and all attachments in accordance with Fed.R.Civ.P.4.</b> (Attachments: # <u><a href="#">1</a></u> Notice ECF)(amm) (Entered: 01/17/2012)
01/17/2012		NOTICE re <u><a href="#">1</a></u> Complaint - New Case filed by Union Leader Corporation. Pursuant to Federal Rules of Civil Procedure and Local Rules, Disclosure Statements must be filed after filing case initiating document. No Disclosure Statement has been filed. File Disclosure Statement using the <i>Other Documents/Disclosure Statement</i> event. Union Leader Corporation shall file a disclosure statement by 1/23/2012. Disclosure Statement due 1/23/2012.(amm) (Entered: 01/17/2012)
01/19/2012	<u><a href="#">3</a></u>	Disclosure Statement by Union Leader Corporation disclosing parent companies, and no merger agreement (Sullivan, Gregory) (Entered: 01/19/2012)
01/24/2012	<u><a href="#">4</a></u>	MOTION for Preliminary Injunction <i>and Request for Expedited Hearing</i> filed by Union Leader Corporation. Follow up on Objection on 2/10/2012. (Attachments: # <u><a href="#">1</a></u> Exhibit (Affidavit), # <u><a href="#">2</a></u> Attachment to Exhibit Exhibit A)(Sullivan, Gregory) (Entered: 01/24/2012)
01/24/2012		NOTICE of ECF Filing Error re: <u><a href="#">4</a></u> MOTION for Preliminary Injunction <i>and Request for Expedited Hearing</i> filed by Union Leader Corporation. A Motion for Preliminary Injunction shall be accompanied by a proposed order consistent with the requirements of Fed R Civ P 65. Filer shall file the proposed order by using the Other Documents, Addendum event by 2/3/12. If the filing party has any questions concerning this notice, please contact the judge's case manager at 603-225-1474. Notice of Compliance Deadline set for 2/3/2012.(dae) (Entered: 01/24/2012)

01/24/2012	<a href="#">5</a>	Addendum (Proposed Order) to <a href="#">4</a> MOTION for Preliminary Injunction <i>and Request for Expedited Hearing</i> by Union Leader Corporation. (Sullivan, Gregory) Modified on 1/24/2012 to take out: Certain exhibit(s) maintained conventionally in Clerks Office text. (dae). Modified on 2/14/2012 to add: (Proposed Order) (dae). (Entered: 01/24/2012)
01/27/2012		NOTICE of Hearing. Telephone Conference set for 1/31/2012 10:00 AM before Chief Judge Joseph N. Laplante. The court will initiate the call.(dae) (Entered: 01/27/2012)
01/31/2012		Minute Entry for proceedings held before Chief Judge Joseph N. Laplante. TELEPHONE CONFERENCE held on 1/31/2012. Order to issue. (Pltfs Atty: Gregory V. Sullivan) (Defts Atty: Gretchen Leah Witt)(Total Hearing Time: 7 minutes) (dae) (Entered: 01/31/2012)
01/31/2012		<b>ENDORSED ORDER re <a href="#">4</a> Motion for Preliminary Injunction and Request for Expedited Hearing. Text of Order: While the motion for injunctive relief was docketed as a motion for preliminary injunction, it in fact appears to request no more than expedited consideration of the merits of this action, and does not require immediate intervention by the court. The word "preliminary," which has a specific meaning under Rule 65, appears nowhere in the motion. Defendant need not respond to the motion within the time specified by Local Rule 7.1, but may serve its response to the motion within the time permitted to answer or respond to the complaint under 5 U.S.C. § 552(a)(4)(C). So Ordered by Chief Judge Joseph N. Laplante.(jb)</b> (Entered: 01/31/2012)
01/31/2012	<a href="#">6</a>	Return of Service Executed as to U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement by Union Leader Corporation. Served/Mailed on 1/27/2012. Answer Follow Up on 2/21/2012.(Sullivan, Gregory) (Entered: 01/31/2012)
01/31/2012	<a href="#">7</a>	CERTIFICATE OF SERVICE by Union Leader Corporation re: <a href="#">2</a> Summons - Waiver Issued, <a href="#">5</a> Addendum, <a href="#">1</a> Complaint - New Case, <a href="#">3</a> Disclosure Statement, <a href="#">4</a> MOTION for Preliminary Injunction <i>and Request for Expedited Hearing</i> (Sullivan, Gregory) (Entered: 01/31/2012)
02/27/2012	<a href="#">8</a>	MOTION to Dismiss <i>for Failure to State a Claim</i> filed by U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement. Follow up on Objection on 3/15/2012. (Attachments: # <a href="#">1</a> Memorandum of Law, # <a href="#">2</a> Exhibit (Affidavit) A, Declaration of Ryan Law, # <a href="#">3</a> Attachment to Exhibit A, 1 - 10/13/11 email to Mr. Feely from ICE PAO, # <a href="#">4</a> Exhibit Gillin Order, 92-cv-325-M, 05/28/93) (Witt, Gretchen) (Entered: 02/27/2012)
02/27/2012	<a href="#">9</a>	OBJECTION to <a href="#">4</a> MOTION for Preliminary Injunction <i>and Request for Expedited Hearing</i> filed by U.S. Department of Homeland Security, U.S. Immigration and Customs Enforcement. (Attachments: # <a href="#">1</a> Memorandum of Law)(Witt, Gretchen) (Entered: 02/27/2012)

03/08/2012	<a href="#"><u>10</u></a>	OBJECTION to <a href="#"><u>8</u></a> MOTION to Dismiss <i>for Failure to State a Claim</i> filed by Union Leader Corporation. (Attachments: # <a href="#"><u>1</u></a> Memorandum of Law, # <a href="#"><u>2</u></a> Exhibit (Affidavit), # <a href="#"><u>3</u></a> Exhibit, # <a href="#"><u>4</u></a> Exhibit, # <a href="#"><u>5</u></a> Exhibit, # <a href="#"><u>6</u></a> Exhibit, # <a href="#"><u>7</u></a> Exhibit)(Sullivan, Gregory) (Entered: 03/08/2012)
03/08/2012		NOTICE of ECF Filing Error re: Exhibits in support of <a href="#"><u>10</u></a> Objection to Motion to Dismiss filed by Union Leader Corporation. No description of exhibits was included. Exhibits shall be followed by a short description of the document and shall not exceed five words. AP 2.5(a). See <a href="#"><u>How to Properly Attach Exhibits to Pleadings</u></a> . NO ACTION REQUIRED - FOR INFORMATIONAL PURPOSES ONLY AND MERELY INTENDED TO EDUCATE ALL PARTIES IN THE CASE. If the filing party has any questions concerning this notice, please contact the judge's case manager at 603-225-1474.(dae) (Entered: 03/08/2012)
03/12/2012		NOTICE of Hearing. Telephone Conference set for 3/15/2012 03:00 PM before Chief Judge Joseph N. Laplante. The court will initiate the call.(dae) (Entered: 03/12/2012)
03/12/2012	<a href="#"><u>11</u></a>	ORAL Notice of Intent to Reply to Objection to <a href="#"><u>8</u></a> MOTION to Dismiss <i>for Failure to State a Claim</i> . Follow up on Reply on 3/22/2012.(cmp) Modified on 3/12/2012 to add: No document attached. (dae). (Entered: 03/12/2012)
03/15/2012		Minute Entry for proceedings held before Chief Judge Joseph N. Laplante. TELEPHONE CONFERENCE held on 3/15/2012. (Pltfs Atty: Gregory Sullivan, Esq. Kathleen Sullivan, Esq. Kerstin Peterson, Esq.) (Defts Atty: Gretchen Leah Witt, AUSA)(Total Hearing Time: 20 minutes) (cmp) (Entered: 03/16/2012)
03/21/2012	<a href="#"><u>12</u></a>	MOTION to Amend <i>Complaint</i> filed by Union Leader Corporation. Follow up on Objection on 4/9/2012. (Attachments: # <a href="#"><u>1</u></a> Exhibit Exhibit 1 - Amended Complaint, # <a href="#"><u>2</u></a> Attachment to Exhibit Exhibit A - 10.27.11 Request)(Sullivan, Gregory) (Entered: 03/21/2012)
03/21/2012	<a href="#"><u>13</u></a>	Addendum/Exhibit B - FOIA Request to <a href="#"><u>12</u></a> MOTION to Amend <i>Complaint</i> filed by Union Leader Corporation. (Sullivan, Gregory) (Entered: 03/21/2012)
03/21/2012	<a href="#"><u>14</u></a>	Addendum/Exhibit D - FOIA Appeal to <a href="#"><u>12</u></a> MOTION to Amend <i>Complaint</i> filed by Union Leader Corporation. (Sullivan, Gregory) (Entered: 03/21/2012)
03/22/2012	<a href="#"><u>15</u></a>	Addendum/Exhibit C to Amended Complaint to <a href="#"><u>12</u></a> MOTION to Amend <i>Complaint</i> filed by Union Leader Corporation. (Attachments: # <a href="#"><u>1</u></a> Exhibit Exhibit C - FOIA Response)(Sullivan, Gregory) (Entered: 03/22/2012)
03/23/2012	<a href="#"><u>16</u></a>	<b>///ORDER granting <a href="#"><u>8</u></a> Motion to Dismiss for Failure to State a Claim; denying without prejudice <a href="#"><u>12</u></a> Motion to Amend Complaint; denying as moot <a href="#"><u>4</u></a> Motion for Preliminary Injunction and Request for Expedited Hearing. The clerk shall enter judgment accordingly and close the case. So Ordered by Chief Judge</b>

		<b>Joseph N. Laplante.(jb)</b> (Entered: 03/23/2012)
03/26/2012	<a href="#"><u>17</u></a>	<b>JUDGMENT is hereby entered in accordance with <a href="#"><u>16</u></a> Order. Signed by Clerk James R. Starr. (Case Closed) (dae)</b> (Entered: 03/27/2012)

## PACER Service Center

### Transaction Receipt

03/28/2012 09:35:19

<b>PACER Login:</b>	pb0232	<b>Client Code:</b>	foiaproj
<b>Description:</b>	Docket Report	<b>Search Criteria:</b>	1:12-cv-00018-JL
<b>Billable Pages:</b>	3	<b>Cost:</b>	0.24